

Message Text

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41

ACTION EUR-25

INFO OCT-01 AF-10 DRC-01 IO-14 ISO-00 CU-04 SS-20 NSC-10

CIAE-00 PM-07 INR-10 L-03 NEA-10 NSAE-00 PA-04 RSC-01

PRS-01 SPC-03 USIA-15 TRSE-00 SAJ-01 OMB-01 EB-11

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FM USMISSION GENEVA

TO SECSTATE WASHDC 2220

INFO ALL CSCE CAPITALS 0048

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C O N F I D E N T I A L SECTION 1 OF 2 GENEVA 5646

E.O. 11652: GDS

TAGS: PFOR

SUBJECT: CSCE: FRENCH DRAFT DECLARATION ON PRINCIPLES

1. AFTER A MORNING PRESS CONFERENCE, AT WHICH THE
FRENCH DELEGATION DISTRIBUTED COPIES, FRENCH TABLED THEIR
DRAFT DECLARATION ON PRINCIPLES AT AFTERNOON MEETING OCT.
19.

2. AT NEXT MEETING OF SUBCOMMITTEE ON PRINCIPLES OCT. 22,
SOVIET REP, IN AN OBVIOUS ATTEMPT TO ACCELERATE PACE OF
DELIBERATIONS NOW THAT A WESTERN TEXT IS ON THE TABLE,
SUGGESTED THAT INFORMAL WORKING GROUPS, COMPRISED OF
DELEGATIONS WHICH HAVE MADE PROPOSALS AND OTHER INTERESTED
DELEGATIONS, BEGIN MEETING TO ATTEMPT TO WORK OUT SUITABLE
LANGUAGE FOR EACH PRINCIPLE AFTER IT HAS BEEN DISCUSSED
GENERALLY IN SUBCOMMITTEE I. DUTCH IMMEDIATELY REACTED,
EXPRESSING DISMAY THAT THIS PROCEDURAL MATTER SHOULD BE
REOPENED. SWISS REP SAID HE COULD ACCEPT SOVIET PROPOSAL
IF IT RELATED TO ALL SUBCOMMITTEES IN BASKET I. SPANISH
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DEL SUGGESTED THAT ANOTHER POSSIBILITY WOULD BE FOR THE

SECRETARIAT TO DRAW UP A COMPOSITE PAPER WHICH WOULD ATTEMPT TO DRAW TOGETHER THE COMMON ELEMENTS OF ALL PAPERS TABLED THUS FAR. AFTER MEETING, DUTCH DEL STATED PRIVATELY THAT MOST ALLIANCE COUNTRIES WILL HOLD FIRM ON PROCEDURAL ISSUE EXCEPT POSSIBLY FOR NORWAY, WHICH MIGHT JOIN SPAIN AND SWITZERLAND IN AGREEING TO EASTERN BLOC EFFORTS TO SPEED UP THE PROGRESS OF WORK ON THE DECLARATION.

3. TEXT OF FRENCH DRAFT AS TABLED FOLLOWS. BEGIN TEXT.

THE STATES PARTICIPATING IN THE CONFERENCE ON SECURITY AND CO-OPERATION IN EUROPE,

1. REAFFIRMING, IN ACCORDANCE WITH THE CHARTER OF THE UNITED NATIONS, THAT THE MAINTENANCE OF INTERNATIONAL PEACE AND SECURITY AND THE DEVELOPMENT OF FRIENDLY RELATIONS AND CO-OPERATION AMONG NATIONS ARE AMONG THEIR PRIMARY OBJECTIVES,

2. BELIEVING THAT PEACE AND SECURITY IN EUROPE AND THE PROGRESS OF CO-OPERATION AMONG ALL THE COUNTRIES REPRESENTED AT THE CONFERENCE ON SECURITY AND CO-OPERATION IN EUROPE ARE OF ESSENTIAL IMPORTANCE FOR THE MAINTENANCE OF WORLD PEACE,

3. CONSIDERING THAT, AT A TIME WHEN THE SCALE OF THE MEANS OF DESTRUCTION AVAILABLE CALLS FOR RESOLUTE EFFORTS TO ELIMINATE ALL CAUSES OF CONFLICT, THE IDEA OF SOLIDARITY AMONG PEOPLES AND NATIONS MUST PROGRESSIVELY PREVAIL OVER THE IDEA OF OPPOSITION BETWEEN THE DIFFERENT POLITICAL, ECONOMIC AND SOCIAL SYSTEMS,

4. CONVINCED THAT THE DIFFERENCES OR SIMILARITIES BETWEEN THE POLITICAL, ECONOMIC AND SOCIAL SYSTEMS OF THE PARTICIPATING STATES, AND THE FACT, IN THE CASE OF SOME OF THEM, OF BELONGING TO ALLIANCES, CANNOT DEPRIVE THEM OF THE ENJOYMENT OF THEIR SOVEREIGN EQUALITY AND FUNDAMENTAL RIGHTS AND THAT THE PROGRESS OF PEACEFUL CO-OPERATION AMONG THEM WILL MAKE IT POSSIBLE IN THE FUTURE TO OVERCOME THE DIVISION OF THE CONTINENT,

5. RECOGNIZING THE EXISTENCE OF COMMON HUMAN VALUES AND
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HISTORICAL TRADITIONS WHICH LINK THEM MORE CLOSELY THAN THE DIFFERENCES IN THEIR SYSTEMS SEPARATE THEM, A CIRCUMSTANCE WHICH SHOULD ENABLE THEM TO DRAW CLOSER TOGETHER IN A COMMON EFFORT TO ELIMINATE DISTRUST AND MISUNDERSTANDING, RESOLVE THE PROBLEMS KEEPING THEM APART AND CO-OPERATE FOR THE GOOD OF MANKIND,

6. NOTING THEIR COMMON ADHERENCE TO A NUMBER OF FUNDAMENTAL

PRINCIPLES THAT ARE IN CONFORMITY WITH THE CHARTER OF THE UNITED NATIONS AND THE "DECLARATION ON PRINCIPLES OF INTERNATIONAL LAW CONCERNING FRIENDLY RELATIONS AND CO-OPERATION AMONG STATES IN ACCORDANCE WITH THE CHARTER OF THE UNITED NATIONS",

HAVE DECIDED TO SET FORTH IN THIS DECLARATION THE SAID PRINCIPLES, WHICH THEY ARE RESOLVED TO PUT INTO PRACTICE IN THEIR MUTUAL RELATIONS, IRRESPECTIVE OF THE POLITICAL, ECONOMIC OR SOCIAL SYSTEM, AND THE MODES OF BEHAVIOUR CALCULATED TO ENSURE THEIR OBSERVANCE IN ALL FIELDS AMONG ALL THE PARTICIPANTS.

1. THE PARTICIPATING STATES RECOGNIZE EACH OTHER'S SOVEREIGN EQUALITY WITH ALL THE RIGHTS DERIVING THEREFROM.

EACH OF THEM WILL RESPECT THE RIGHTS INHERENT IN SOVEREIGNTY IN THE CASE OF EACH OF THE OTHERS.

THEY WILL RESPECT THE RIGHT OF EACH OF THEM FREELY TO DETERMINE ITS POLITICAL, SOCIAL, ECONOMIC AND CULTURAL SYSTEM AND TO DEFINE AS IT WISHES ITS RELATIONS WITH OTHER STATES. IN PARTICULAR, THEY WILL RESPECT THE RIGHT OF EACH OF THEM TO BELONG TO AN ALLIANCE OR TO NO ALLIANCE.

2. EACH OF THE PARTICIPATING STATES WILL REFRAIN FROM THE THREAT OR USE OF FORCE, WHETHER AGAINST THE TERRITORIAL INTEGRITY OR POLITICAL INDEPENDENCE OF ANOTHER PARTICIPATING STATE, OR IN ANY OTHER MANNER INCONSISTENT WITH THE PURPOSES OF THE UNITED NATIONS AND THOSE OF THIS DECLARATION,

NO PARTICIPATING STATE WILL CARRY OUT MOVEMENTS OR MANOEUVRES OF ITS ARMED FORCES FOR THE PRUPOSE OF INDUCING CONFIDENTIAL

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ANOTHER STATE TO RENOUNCE THE FULL EXERCISE OF ANY OF ITS SOVEREIGN RIGHTS.

3. THE PARTICIPATING STATES REGARD ONE ANOTHER'S FRONTIERS, IN THEIR EXISTING FORM AND IRRESPECTIVE OF THE LEGAL STATUS WHICH IN THEIR OPINION THEY POSSESS, AS INVIOABLE. THE PARTICIPATING STATES CONSIDER THAT THEIR FRONTIERS CAN BE CHANGED ONLY IN ACCORDANCE WITH INTERNATIONAL LAW, THROUGH PEACEFUL MEANS AND BY AGREEMENT, WITH DUE REGARD FOR THE RIGHT OF PEOPLES TO SELF-DETERMINATION.

4. THE PARTICIPATING STATES WILL MUTUALLY RESPECT ONE ANOTHER'S TERRITORIAL INTEGRITY. ANY FORCIBLE INFRINGEMENT OF TERRITORIAL INTEGRITY WILL BE CONSIDERED BY THEM AS A SERIOUS VIOLATION OF THE PRINCIPLES LAID DOWN IN

THE CHARTER OF THE UNITED NATIONS AND SET FORTH IN THIS
DECLARATION.

5. THE PARTICIPATING STATES WILL RESOLVE ANY DISPUTES
THAT MAY ARISE AMONG THEM BY SUCH MEANS AS NEGOTIATION,
INVESTIGATION, MEDIATION, CONCILIATION, ARBITRATION,
JUDICIAL RULING OR ANY OTHER PEACEFUL MEANS CHOSE
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ACTION EUR-25

INFO OCT-01 AF-10 DRC-01 IO-14 ISO-00 CU-04 SS-20 NSC-10

CIAE-00 PM-07 INR-10 L-03 NEA-10 NSAE-00 PA-04 RSC-01

PRS-01 SPC-03 USIA-15 TRSE-00 SAJ-01 OMB-01 EB-11

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R 241500Z OCT 73
FM USMISSION GENEVA
TO SECSTATE WASHDC 2221
INFO ALL CSCE CAPITALS 0049
XMT ZEN/USINT ALGIERS UNN
XMT ZEN/AMEMBASSY TEL AVIV UNN
USMISSION USUN NEW YORK

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6. EACH OF THE PARTICIPATING STATES WILL ABSTAIN FROM
ANY INTERVENTION OR THREAT OF INTERVENTION, DIRECT OR
INDIRECT, IN MATTERS FALLING WITHIN THE NATIONAL COMPETENCE
OF ANY OTHER PARTICIPATING STATE WHATEVER THEIR MUTUAL
RELATIONS MAY BE. EACH OF THEM WILL REFRAIN IN PARTICULAR
FROM ANY ACT OF MILITARY, POLITICAL, ECONOMIC OR OTHER
COERCION DESIGNED TO INFRINGE THE EXERCISE BY ANOTHER PAR-
TICIPATING STATE OF ITS OVEREIGNTY.

7. THE PARTICIPATING STATES CONSIDER THAT, AS THE
CHARTER OF THE UNITED NATIONS INDICATES, RESPECT FOR
HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS FOR ALL AND WITH-
OUT DISCRIMINATION IS ALSO ONE OF THE BASES OF INTER-
NATIONAL CO-OPERATION AND OF THE DEVELOPMENT OF FRIENDLY
RELATIONS AMONG THE NATIONS. THEY ACCORDINGLY PROCLAIM
THEIR DETERMINATION TO RESPECT AND PROMOTE THOSE RIGHTS
AND FREEDOMS, ESPECIALLY FREEDOM OF THOUGHT, CONSCIENCE,
RELIGION AND BELIEF.

8. THE PARTICIPATING STATES RECALL THAT, ACCORDING TO

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THE CHARTER OF THE UNITED NATIONS, THE DEVELOPMENT OF FRIENDLY RELATIONS AMONG NATIONS IS BASED ON RESPECT FOR THE PRINCIPLE OF EQUAL RIGHTS AND SELF-DETERMINATION OF PEOPLES. BY VIRTUE OF THIS PRINCIPLE, ALL PEOPLES HAVE THE RIGHT TO DETERMINE THEIR INTERNAL AND EXTERNAL POLITICAL STATUS IN FULL FREEDOM AND WITHOUT EXTERNAL INTERFERENCE AND TO PURSUE THEIR ECONOMIC, SOCIAL AND CULTURAL DEVELOPMENT; AND ALL STATES HAVE THE DUTY TO RESPECT THIS RIGHT. THE PARTICIPATING STATES CONSIDER THAT RESPECT FOR THESE PRINCIPLES MUST GUIDE THEIR MUTUAL RELATIONS JUST AS IT MUST CHARACTERIZE RELATIONS AMONG ALL STATES.

9. THE PARTICIPATING STATES WILL CO-OPERATE WITH ONE ANOTHER IN THE ECONOMIC, SOCIAL, CULTURAL, TECHNICAL, SCIENTIFIC, COMMERCIAL AND OTHER FIELDS AND WITH A VIEW TO PROMOTING RESPECT FOR HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS. THEY WILL ENCOURAGE CO-OPERATION AND CONTACTS AMONG INDIVIDUALS AND GROUPS IN ALL THESE SPHERES OF ACTIVITY AND GENERALLY FOSTER THE DEVELOPMENT OF CONTACTS AND EXCHANGES, BOTH INDIVIDUAL AND COLLECTIVE, PRIVATE AND OFFICIAL, AMONG THEIR NATIONALS. THEY WILL ENDEAVOUR IN THIS WAY TO STIMULATE, THROUGH IMPROVED MUTUAL KNOWLEDGE AND THE RECIPROCAL ADVANTAGES TO BE EXPECTED FROM SUCH CO-OPERATION AND CONTACTS, THE DEVELOPMENT OF THEIR FRIENDLY RELATIONS.

10. THE PARTICIPATING STATES RECOGNIZE THAT THE OBLIGATIONS THEY HAVE ASSUMED TOWARDS ONE ANOTHER IN CONFORMITY WITH INTERNATIONAL LAW ARE BINDING ON THEM AND MUST BE FILLED IN GOOD FAITH. THEY NOTE THAT THIS DECLARATION CANNOT AFFECT BILATERAL AND MULTILATERAL TREATIES AND AGREEMENTS PREVIOUSLY SIGNED BY THE PARTICIPATING STATES. THEY ALSO NOTE THAT NOTHING IN THIS DECLARATION CAN BE INTERPRETED IN A MANNER CONFLICTING WITH A PROVISION OF THE CHARTER OF THE UNITED NATIONS.

THE PARTICIPATING STATES REAFFIRM THAT IN THE EVENT OF A CONFLICT BETWEEN THEIR OBLIGATIONS UNDER INTERNATIONAL AGREEMENTS AND THEIR OBLIGATIONS UNDER THE CHARTER OF THE UNITED NATIONS, IF THEY ARE MEMBERS OF THAT ORGANIZATION, THEIR OBLIGATIONS UNDER THE CHARTER SHALL PREVAIL, IN

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ACCORDANCE WITH ARTICLE 103 OF THE CHARTER OF THE UNITED NATIONS.

1. THE PARTICIPATING STATES DECLARE THAT THE DEVELOPMENT OF THEIR RELATIONS AND THE PROGRESS OF THEIR CO-OPERATION IN ALL FIELDS DEPEND ON THE STRICT OBSERVANCE OF THE PRINCIPLES SET FORTH ABOVE. THEY RECOGNIZE THAT THESE PRINCIPLES HAVE EQUAL VALUE AND THAT EACH OF THEM MUST BE INTERPRETED IN THE CONTEXT OF THE OTHERS.

12. THE PARTICIPATING STATES DECLARE THAT EACH OF THEM WILL RESPECT THESE PRINCIPLES EQUALLY AND UNRESERVEDLY, IN ALL ASPECTS OF ITS RELATIONS WITH EACH OF THE OTHERS, IRRESPECTIVE OF THEIR POLITICAL, ECONOMIC AND SOCIAL SYSTEMS AND OF THE FACT, IN THE CASE OF SOME OF THEM, OF BELONGING TO ALLIANCES.

13. THE PARTICIPATING STATES DECLARE THAT THEY WILL ENDEAVOUR AMONG THEMSELVES TO FIND WAYS OF GIVING EFFECTIVE APPLICATION IN THEIR MUTUAL RELATIONS TO THE PRINCIPLES OF REFRAINING FROM THE THREAT OR USE OF FORCE AND OF THE PEACEFUL SETTLEMENT OF DISPUTES.

14. THE PARTICIPATING STATES DECLARE THAT IN APPLYING THE PRINCIPLES SET FORTH ABOVE THEIR PURPOSE WILL BE TO STRENGTHEN PEACE AND SECURITY IN EUROPE. THEY ARE CONVINCED THAT IN SO DOING THEY WILL NOT JEOPARDIZE THE SECURITY OF ANY STATE OR CONTINENT BUT, ON THE CONTRARY, WILL CONTRIBUTE TO THE MAINTENANCE OF PEACE THROUGHOUT THE WORLD AND MORE PARTICULARLY IN THE REGIONS ADJACENT TO THE EUROPEAN CONTINENT, INCLUDING THE MEDITERRANEAN.

THE PARTICIPATING STATES DECLARE IN THIS CONNECTION THAT THEY ARE RESOLVED, IN THEIR INTERNATIONAL RELATIONS WITH OTHER STATES, AND MORE PARTICULARLY WITH THE NON-EUROPEAN MEDITERRANEAN STATES, TO BE GUIDED BY THE PRINCIPLES CONTAINED IN THIS DECLARATION.

15. THE PARTICIPATING STATES REQUEST THE GOVERNMENT OF FINLAND TO COMMUNICATE THIS DECLARATION TO THE SECRETARY-GENERAL OF THE UNITED NATIONS WITH A VIEW TO ITS DISTRIBUTION TO ALL THE STATES MEMBERS OF THAT ORGANIZATION.

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TION TO ALL THE STATES MEMBERS OF THAT ORGANIZATION.

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